

DECLARATION AND POWER OF ATTORNEY – PATENT APPLICATION

As a below named inventor, I hereby declare that I believe I am the original, first and sole inventor (*if only one name is listed below*) or an original, first and joint inventor (*if plural names are listed below*) of the subject matter which is claimed and for which a patent is sought in the application entitled:

MATTRESS REPLACEMENT HAVING AIR FLUIDIZED SECTIONS

specification of wh: h
(check one) _____ is attached hereto
X was filed on October 23, 1998 as
United States Application Serial No. 09/177,772 or
PCT International Application No. _____
and was amended on _____
(if applicable)

I hereby declare that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to herein.

I acknowledge the duty to disclose information which is material to patentability as defined in Title 37, Code of Federal Regulations, §1.56.

I hereby claim foreign priority benefits under Title 35, United States Code, §119(a)-(d) of any foreign application(s) for patent or inventor's certificate on which priority is claimed (as listed below) and I have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed:

Prior Foreign Application(s)	Priority Claimed			
(Number)	(Country)	(Day/Month/Year Filed)	Yes	No
(Number)	(Country)	(Day/Month/Year Filed)	Yes	No

I hereby claim benefit under Title 35, United States Code, § 119(e) of any United States provisional application(s) listed below.

60/063,118 October 24, 1997
Application Number Filing Date

Application Number Filing Date

I hereby claim the benefit under Title 35, United States Code, §120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, §112, I acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, §1.56(b) which occurred between the filing date of the prior application and the national or PCT international filing date of this application:

(Application Serial No.)	(Filing Date)	(Status-patented, pending, abandoned)
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(Application Serial No.)	(Filing Date)	(Status-patented, pending, abandoned)
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I hereby appoint William R. Coffey, Reg. No. 24023; Jerry E. Hyland, Reg. No. 20904; Richard D. Conard, Reg. No. 27321; Steven R. Lammert, Reg. No. 27653; Richard A. Rezek, Reg. No. 30796; Timothy E. Niednagel, Reg. No. 33266; John P. Breen, Reg. No. 38833; Jill L. Werling, Reg. No. 39874; Nancy J. Harrison, Reg. No. 27083; R. Trevor Carter, Reg. No. 40549;

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BARNES & THORNBURG
11 South Meridian Street
Indianapolis, Indiana 46204
Telephone (317) 236-1313

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Alan W. Henley
Full Name of Sole or First Joint Inventor

U.S.
Country of Citizenship

Inventor's Signature

Date

196 Prestwick Court

Summerville, SC 29483
Residence and Post Office Address

Dana H. Delk
Full Name of Second Joint Inventor, if any

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Robert C. Novack
Full Name of Third Joint Inventor, if any

Third Inventor's Signature

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Charleston, SC 29414
Residence and Post Office Address

James J. Romano
Full Name of Fourth Joint Inventor, if any

Fourth Inventor's Signature

135 Oyster Point Row

James Island, SC 29412
Residence and Post Office Address

U.S.
Country of Citizenship

2-17-99
Date

U.S.
Country of Citizenship

Date

U.S.
Country of Citizenship

Date

Additional inventors to be similarly identified on attached sheet.

**CHANGE OF
CORRESPONDENCE ADDRESS**
Application

Address to:
Assistant Commissioner for Patents
Washington, D.C. 20231

Application Number	09/177,772
Filing Date	October 23, 1998
First Named Inventor	Henley et al.
Group Art Unit	3628
Examiner Name	Morales, R.
Attorney Docket Number	8266-0171

Please change the Correspondence Address for the above-identified application
to:

Customer Number



Type Customer Number here

Place Customer
Number Bar Code
Label here

OR

<input checked="" type="checkbox"/> Firm or Individual Name	Timothy E. Niednagel			
Address	Bose McKinney & Evans LLP			
Address	135 N. Pennsylvania Street, Room 2700			
City	Indianapolis	State	IN	ZIP 46204
Country	U.S.			
Telephone	(317) 684-5281	Fax	(317) 684-5173	

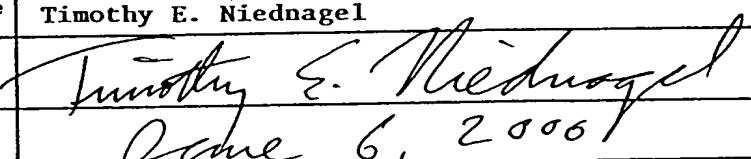
This form cannot be used to change the data associated with a Customer Number. To change the data associated with an existing Customer Number use "Request for Customer Number Data Change" (PTO/SB/124).

I am the :

Applicant.

Assignee of record of the entire interest.
Certificate under 37 CFR 3.73(b) is enclosed.

Attorney or agent of record .

Typed or Printed Name	Timothy E. Niednagel
Signature	
Date	June 6, 2006

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, Patent and Trademark Office, Washington, DC 20231.  DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.

PATENT APPLICATION*IN THE UNITED STATES PATENT AND TRADEMARK OFFICE*

<i>Group:</i>	Unknown	}	<u>Certificate Under 37 C.F.R. 1.10</u>
<i>Atty. Docket:</i>	8266-1276		Express Mail Label No.: <u>EV 322400122 US</u>
<i>Applicants:</i>	Alan W. Henley et al.	}	Date of Deposit: <u>March 19, 2004</u>
<i>Invention:</i>	MATTRESS		I hereby certify that this paper or fee is being deposited with the United States Postal Service' "Express Mail Post Office to Addressee" service under 37 C.F.R. 1.10 on the date indicated above and is addressed to: MAIL STOP PATENT APPLICATION, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450
<i>Serial No.:</i>	Unknown	}	<u>D. Cwiklinski</u>
<i>Filed:</i>	Herewith		Typed or Printed Name of Person Mailing Paper or Fee
<i>Examiner:</i>	Unknown	}	 Signature of Person Mailing Paper or Fee

ASSOCIATE POWER OF ATTORNEY

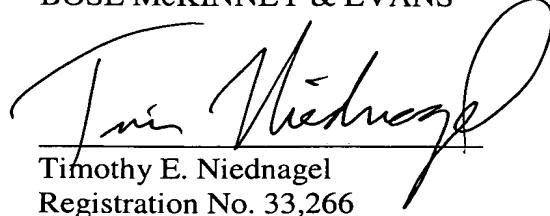
MAIL STOP PATENT APPLICATION
 Commissioner for Patents
 P.O. Box 1450
 Alexandria, VA 22313-1450

Dear Sir:

Robert M. Ward, Reg. No. 26,517; James A. Coles, Reg. No. 28,291; Douglas A. Yerkeson, Reg. No. 39,882; Norman J. Hedges, Reg. No. 44,151; Christine E. Mayewski Orich, Reg. No. 44,987; Ryan C. Barker, Reg. No. 47,405; William S. Meyers, Reg. No. 42,884; and Charles W. Arnett, Reg. No. 51,414 are hereby appointed associate powers of attorney; and C. John Brown, Reg. No. 52,659; and Brion St. Amour, Reg. No. 55,640 as patent agents, in connection with the above-referenced matter.

Respectfully submitted,

BOSE McKINNEY & EVANS



Timothy E. Niednagel
 Registration No. 33,266

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Alan W. Henley
Inventor's Signature

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Full Name of Third Joint Inventor, if any

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Country of Citizenship

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Attorney Docket No.: 7175-62326
N1-8760

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Dana H. Delk

Full Name of Second Joint Inventor, if any

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Country of Citizenship

Second Inventor's Signature

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Country of Citizenship

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Date

Robert C. Novack

Full Name of Third Joint Inventor, if any

Robert C. Novack

Third Inventor's Signature

308 SE 21ST LANE
2834 Moss Oak Lane REC 5/5/99
CAPE Coral, FL 33990
Charleston, SC 29414 REC 5/5/99

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Full Name of Fourth Joint Inventor, if any

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